

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

SCOTT D. MCCLURG, et al.,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	
	)	Pertaining to Cases Consolidated for
MALLINCKRODT LLC, et al.,	)	Discovery and Pretrial Proceedings under
	)	Lead Case No. 4:12CV00361 AGF
Defendants.	)	
	)	
	)	

**JOINT MOTION TO STAY PROCEEDINGS AND EXTEND SCHEDULING  
DEADLINES**

Plaintiffs and Defendants (collectively the “Parties”) submit this agreed motion to stay all case matters and continue all deadlines for 90 days pending potential resolution of this matter.

In the interests of conserving the Court’s and the Parties’ resources, and in order to allow the parties to dedicate their energies over the next few months to preparing for and participating in potential resolution of this matter, the Parties have jointly agreed to defer deadlines in this litigation for 90 days. The Parties will jointly propose new deadlines for the case if resolution of this matter cannot be agreed upon.

Absent a stay, the Parties will continue to drain resources—*e.g.*, drawing on funds to pay attorneys’ fees and litigation expenses—that might otherwise be dedicated to a potential resolution; as the Parties expend additional resources, the likelihood of potential resolution will diminish because the Parties’ case investment will have increased; and, the need to litigate and adhere to the current deadlines will occupy the vast majority of the Parties’ time, inhibiting their ability to potentially resolve this matter.

Therefore, the Parties respectfully request that this Honorable Court enter an Order staying all case deadlines for 90 days pending potential resolution of this matter.

Dated: October 15, 2018

Respectfully submitted,

/s/ Kenneth J. Brennan  
TOR HOERMAN LAW LLC  
Kenneth J. Brennan, #47523MO  
Eric M. Terry, # 57102MO  
101 W. Vandalia Street, Suite 350  
Edwardsville, IL 62025  
Telephone: (618) 656-4400  
[kbrennan@torhoermanlaw.com](mailto:kbrennan@torhoermanlaw.com)  
[eterry@torhoermanlaw.com](mailto:eterry@torhoermanlaw.com)

ATTORNEYS FOR PLAINTIFFS

/s/ David R. Erickson  
SHOOK, HARDY & BACON LLP  
David R. Erickson, # 31532MO  
Steven D. Soden, # 41917MO  
Anthony R. Martinez, # 61791MO  
2555 Grand Boulevard  
Kansas City, MO 64108-2613  
Telephone: 816.474.6550  
Facsimile: 816.421.5547  
[derickson@shb.com](mailto:derickson@shb.com)  
[ssoden@shb.com](mailto:ssoden@shb.com)  
[amartinez@shb.com](mailto:amartinez@shb.com)

ATTORNEYS FOR DEFENDANT  
MALLINCKRODT LLC

/s/ John McGahren  
MORGAN, LEWIS & BOCKIUS LLP  
John McGahren (*Pro Hac Vice*)  
Sean Radomski (*Pro Hac Vice*)  
502 Carnegie Center  
Princeton, NJ 08540-6241

Main: 1.609.919.6600  
Fax: 1.609.919.6701  
[john.mcgahren@morganlewis.com](mailto:john.mcgahren@morganlewis.com)  
[sean.radomski@morganlewis.com](mailto:sean.radomski@morganlewis.com)

Clayton Morton (*Pro Hac Vice*)  
1000 Louisiana Street, Suite 4000  
Houston, TX 77002-5005  
Main: 713.890.5100  
Fax: 713.890.5001  
[clayton.morton@morganlewis.com](mailto:clayton.morton@morganlewis.com)

Su Jin Kim (*Pro Hac Vice*)  
1701 Market Street  
Philadelphia, PA 19103  
Main: 215.963.5000  
Fax: 215.963.5001  
[su.kim@morganlewis.com](mailto:su.kim@morganlewis.com)

BRYAN CAVE LEIGHTON PAISNER  
LLP  
Dale A. Guariglia, Mo. Bar 32988  
Erin L. Brooks, Mo. Bar 62764  
One Metropolitan Square  
211 N. Broadway, Suite 3600  
St. Louis, Missouri 63102  
(314) 259-2000 (telephone)  
(314) 259-2020 (facsimile)  
[daguariglia@bclplaw.com](mailto:daguariglia@bclplaw.com)  
[erin.brooks@bclplaw.com](mailto:erin.brooks@bclplaw.com)

ATTORNEYS FOR DEFENDANT  
COTTER CORP. (N.S.L.)

**CERTIFICATE OF SERVICE**

I hereby certify that on the 15th day of October, 2018, I electronically filed the above with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to counsel of record.

/s/ John McGahren